

**NOTICE: THIS DECISION DOES NOT CREATE LEGAL PRECEDENT
AND MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE
RULES. See Ariz. R. Supreme Court 111(c); ARCAP 28(c); Ariz. R. Crim. P. 31.24.**

FILED BY CLERK

JUNE -4 2009

COURT OF APPEALS
DIVISION TWO

IN THE COURT OF APPEALS
STATE OF ARIZONA
DIVISION TWO

THE STATE OF ARIZONA,

Appellee,

v.

LISA ANN MENA,

Appellant.

2 CA-CR 2008-0340
DEPARTMENT A

MEMORANDUM DECISION

Not for Publication
Rule 111, Rules of
the Supreme Court

APPEAL FROM THE SUPERIOR COURT OF PIMA COUNTY

Cause No. CR-20074112

Honorable Michael J. Cruikshank, Judge

AFFIRMED

Robert J. Hirsh, Pima County Public Defender
By Kristine Maish

Tucson
Attorneys for Appellant

P E L A N D E R, Chief Judge.

¶1 A jury found appellant Lisa Ann Mena guilty of aggravated domestic violence, a class five felony, and found that she had been convicted of two prior domestic violence offenses in 2003. *See* A.R.S. §§ 13-3601, 13-3601.02. The trial court suspended the imposition of sentence, placed Mena on three years' probation, and ordered her to serve 120 days in jail as a condition of her probation, with credit for fifty-seven days served. Appellate

counsel has filed a brief in compliance with *Anders v. California*, 386 U.S. 738 (1967), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999), stating she has reviewed the record thoroughly and has found no arguable issues to raise on appeal. She asks this court to search the record for “error.” Mena has not filed a supplemental brief.

¶2 Viewing the evidence in the light most favorable to sustaining the verdict, there was sufficient evidence to support the jury’s verdict. *See State v. Tamplin*, 195 Ariz. 246, ¶ 2, 986 P.2d 914, 914 (App. 1999). The charge arose from a dispute between Mena and the victim, L., with whom Mena had been living in October 2007, when the incident occurred. During an argument between Mena and L., Mena yelled at L., scratched her on the chest, and hit her four or five times while L. was “on the bed.” L. suffered “bunches of scratches” as a result of the altercation. L.’s aunt called the police during the incident. Mena testified that L. did not try to hit her during the argument.

¶3 Pursuant to our obligation under *Anders*, we have searched the record for fundamental, reversible error and have found none. Therefore, we affirm Mena’s conviction and the probationary term imposed.

JOHN PELANDER, Chief Judge

CONCURRING:

JOSEPH W. HOWARD, Presiding Judge

PHILIP G. ESPINOSA, Judge